

REMARKS

Claims 1-15 are currently pending in this application. Reconsideration is respectfully requested in light of the above claim amendments and following remarks.

The Examiner rejected claims 1-15 under 35 U.S.C. §101 as allegedly being directed to non-statutory subject matter. Applicant has amended claim 1 to recite the practical application of detecting apnea and applying therapy to the patient in response to the detection of apnea. Accordingly, Applicant submits that as amended, claim 1 is not drawn "solely to manipulation of abstract ideas as alleged by the Examiner and respectfully requests that this rejection be withdrawn.

In light of the above remarks, it is respectfully submitted that the application is in condition for allowance, and an early notice of allowance is requested.

Respectfully submitted,

3-18-08

Date



Peter A. Nichols, Reg. No. 47,822
Patent Attorney for Applicants

CUSTOMER NUMBER: 36802